

RESOLUTION 2007-2

A RESOLUTION APPROVING THE LEVY AND USE OF PROPERTY TAX REVENUE BY THE WARRICK COUNTY SOLID WASTE MANAGEMENT DISTRICT

Whereas, the Warrick County Solid Waste Management District (District) was created in 1996 by the Indiana General Assembly, and

Whereas, the District provides annual funding under an interlocal agreement with the Warrick County Commissioners to assist in defraying the cost of operation of refuse and recycling drop off sites at various locations in the County, and

Whereas, the District provides grants in aid under interlocal agreements with the three largest municipalities in the county for curbside recycling pick-up, and

Whereas, the District directly operates several recycling programs for household and hazardous waste and well as programs for the disposal of tires, and

Whereas, the District adopted its master plan for solid waste management in Warrick County which plan was approved by the Indiana Department of Environmental Management, and

Whereas, at the time of the District's creation Warrick County owned and operated a solid waste land fill, which landfill generated tipping fees which were a substantial source of the District's revenue, and

Whereas, subsequent to the creation of the District changes in state and federal environmental regulations required the closure of the Warrick County landfill which closure eliminated the tipping fee revenue which the District utilized to fund its programs and operations envisioned by its master plan, and

Whereas, the District now needs to replace the lost tipping fee revenue so as to continue its operations and carry out its programs outlined in the master plan, and

Whereas, as a result of the closure of the landfill by Warrick County no solid waste is "finally disposed of" within the District as defined by IC 13-21-3-12 (2) and, thus, the District may not impose a users fee for solid waste services, and

Whereas, the only substantial revenue source the District now has is that revenue generated by a uniform rate of tax on property in the County to replace the lost tipping fee revenue and to generate the revenue needed to provide the programs and services provided by the District and outlined in its master plan, and

Whereas, IC 13-21-3-16 provides that before any substantial increases in revenue from a uniform rate of tax on property in the County may be included in the District's budget, the

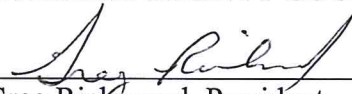
county fiscal body must adopt a Resolution approving the proposed property tax levy and proposed use of the revenue.

NOW, THEREFORE, BE IT RESOLVED that a levy of \$1,462,306.00 is APPROVED for the Warrick County Solid Waste Management District for the year 2008, the approved levy is based upon the recognition that the maximum property tax rate is \$0.0833 per 100 dollars of assessed valuation of property in the District as provided in IC 13-21.


BE IT FURTHER RESOLVED that the uses for such funds: to provide annual funding under an interlocal agreement with the Warrick County Commissioners to assist in defraying the cost of operation of refuse and recycling drop off sites at various locations in the County or to assume direct fiscal responsibility and management control of such function in its totality; to provide grants in aid under interlocal agreements with the three largest municipalities in the County for curbside recycling pick-up; to directly operate several recycling programs for household and hazardous waste as well as programs for the disposal of tires; to determine and implement, if feasible, curbside recycling pick-up in other selected parts of the county; to implement its master plan for solid waste management in Warrick County and to provide the services and execute the programs now provided by the District and as set out in its master plan, are also APPROVED.

PASSED AND ADOPTED by the Warrick County Council, this 5th day of April, 2007.

WARRICK COUNTY COUNCIL



Greg Richmond, President



Gary Meyer



Raymond McIntyre

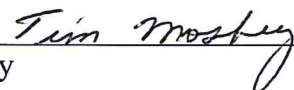


Gerald Bass

Robert Addington




David Hachmeister



Tim Mosbey

ATTEST:



Lawrence C. Lacer, Warrick County Auditor